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Attorneys for Defendants CITY OF BERKELEY
SGT. T. CURTIN, OFFICER G. PON, OFFICER J. LUNA,
OFFICER K. DEBLASI, OFFICER F. ONCIANO AND SGT. J. LOUIS

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

**FRANK CISNEROS, BEATRICE
CISNEROS, and KASI CISNEROS,**

Case No. C07-02788 JCS

Plaintiffs,

v.

**STIPULATION AND ORDER RE:
DISMISSAL OF CERTAIN
DEFENDANTS AND CERTAIN CLAIMS**

**SERGEANT T. CURTIN, CITY OF
BERKELEY, et al.,**

Defendants.

STIPULATION

The parties stipulate, through their respective counsel, and hereby request the Court to
Order that:

1. The following individual defendants are dismissed from this lawsuit: Officer
Keith DeBlasi, Sgt. Jennifer Louis (sued herein as Officer Louis), Frank Onciano (sued herein as

Officer Onciano), Officer Glenn Pon (sued herein as Detective Pon), and Officer Jeffrey Luna.

2. The following state law claims against Sgt. Thomas Curtin are dismissed:

- First Cause of Action for “Violation of Civil Rights” under state law only;
- Second Cause of Action for “Use of Excessive Force” under state law only;
- Third Cause of Action for “Assault and Battery” under state law only;
- Fourth Cause of Action for “Loss of Consortium” under state law only;
- Fifth Cause of Action for “Contemporaneous Experience of Injury to a Close Family Member” under state law only; and
- Sixth Cause of Action for “Contemporaneous Experience of Injury to a Close Family Member” under state law only.

Each side is to bear their own costs and attorney’s fees in connection with this Stipulation and Order dismissing certain parties and certain claims.

ZACH COWAN, ACTING CITY ATTORNEY
MATTHEW J. OREBIC, DEPUTY CITY ATTORNEY

Dated: February 7, 2008

By _____/s/
Matthew J. Orebic
Attorney for Defendants SGT. T. CURTIN,
OFFICER G. PON, OFFICER J. LUNA, OFFICER K.
DEBLASI, OFFICER F. ONCIANO, AND SGT. J. LOUIS

LAW OFFICES OF JOHN E. HILL

Dated: February 7, 2008

By _____/s/
John E. Hill
Counsel for Plaintiffs FRANK CISNEROS,
BEATRICE CISNEROS, AND KASI CISNEROS

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: Feb. 8, 2008

JOSEPH C. SPERO
Magistrate Judge

